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To: Clean Water Issues Distribution List <JLC@fien.com>
cc: CWAwaters@EPA, Thaddeus.J.Rugiel@HQ02.USACE.Army
Subject: US Waters Subject to the Provisions of the Clean Water Act
Army Corps of Engineers, Department of the Army, DOD and the US Env
Protection Agency Seek Public Comments by March 3 on " ... an advance
proposed rulemaking (ANPRM) in order to obtain early comment on issue
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CWA jurisdiction ...

CLEAN WATER

* US Waters Subject to the Provisions of the Clean Water Act - The U.S. Army Corps of Engineers, Department of the Army, DOD and the US Environmental Protection Agency Seek Public Comments by March 3 on " ... an advance notice of proposed rulemaking (ANPRM) in order to obtain early comment on issues associated with the scope of waters that are subject to the Clean Water Act (CWA), in light of the U.S. Supreme Court decision in Solid Waste Agency of Northern Cook County v. U.S. Army Corps of Engineers, 531 U.S. 159 (2001) (SWANCC). Today's ANPRM requests public input on issues associated with the definition of 'waters of the United States' and also solicits information or data from the general public, the scientific community, and Federal and State resource agencies on the implications of the SWANCC decision for jurisdictional decisions under the CWA. The goal of the agencies is to develop proposed regulations that will further the public interest by clarifying what waters are subject to CWA jurisdiction and affording full protection to these waters through an appropriate focus of Federal and State resources consistent with the CWA. The input received from the public in response to today's ANPRM will be used by the agencies to determine the issues to be addressed and the substantive approach for a future proposed rulemaking addressing the scope of CWA jurisdiction. Pending this rulemaking, should questions arise, the regulated community should seek assistance from the Corps and EPA, in accordance with the joint memorandum ..." which is included in the Federal Register ANPRM - Questions may be directed to either Donna Downing, EPA Office of Wetlands, Oceans and Watersheds at 202 566 1366, e-mail: CWAwaters@EPA.gov or Ted Rugiel, U.S. Army Corps of Engineers at 202 761 4595, e-mail: Thaddeus.J.Rugiel@

HQ02.USACE.Army.mil - Joint CoE/EPA January 15 Federal Register document posted at
<http://a257.g.akamaitech.net/7/257/2422/14mar20010800/edocket.access.gpo.gov/2003/03-960.htm>

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